



GUIDANCE

FOR APPLICABILITY OF NEVADA SOLID WASTE PERMITTING REQUIREMENTS TO COMPOSTING FACILITIES

Excerpts from Nevada Revised Statutes & Administrative Codes Concerning Requirements for entities to Obtain Solid Waste Compost Plant Permits. Use this guidance to assist in determining whether or not your facility may need a Compost Plant Permit. If there are any questions as to whether or not your facility meets these definitions please contact the staff at the Bureau of Waste Management.

NRS 444.460 "Disposal site" defined. "Disposal site" means any place at which solid waste is dumped, abandoned or accepted or disposed of by incineration, land filling, composting or any other method. The term includes a municipal solid waste landfill.

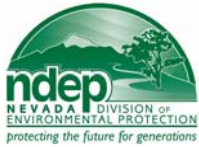
NRS 444.553 Permits to operate disposal sites: Issuance; requirements.

1. The solid waste management authority shall, in accordance with the regulations of the state environmental commission adopted pursuant to NRS 444.560, issue permits to operate disposal sites. 2. A person shall not operate or authorize the activity of a disposal site unless the operator: (a) holds a permit to operate the disposal site issued by the solid waste management authority;

NAC 444.6405 Permit to operate disposal site: Requirement; exemptions; application (NRS 444.560)

1. Except as otherwise provided in subsection 2, the owner or operator of a disposal site must obtain a permit to operate the site from the appropriate solid waste management authority.
2. The following sites are exempt from the provisions of subsection 1:
 - (a) Composting bins which are operated at a personal residence for personal use; and
 - (b) Municipal composting operations for yard wastes.
3. The owner or operator of a proposed disposal site shall obtain a permit before the construction or activity of that site. An application for a permit must be submitted at least 180 days before the anticipated start of construction, to allow sufficient time for the review and issuance of the permit.

NAC 444.572 "Composting" defined. "Composting" means a controlled process of biological degradation of solid waste to an inoffensive humus-like product.



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NRS 444.620 Applicability of plans and provisions.

1. No plan for a solid waste management system adopted pursuant to [NRS 444.440](#) to [444.620](#), inclusive, applies to any agricultural activity or agricultural waste...

	COMPOST PROCESS DESCRIPTION	PERMIT REQUIRED?	NDEP COMMENTS
ON – FARM Composting	1. Agricultural Facility composts its own agricultural-waste and applies composted material to its own land.	NO	Exempt per NRS 444.620
	2. Agricultural Facility composts its own agricultural-waste and sells to other Agricultural Facilities for agricultural purposes.	YES	Compost production for sale is a commercial activity rather than an agricultural activity.
	3. Agricultural Facility composts its own agricultural-waste, and sells to the general public.	YES	Compost production for sale is a commercial activity rather than an agricultural activity.
	4. Agricultural Facility composts agricultural-waste generated by other Agricultural Facilities and applies composted material to its own land.	NO	Exempt per NRS 444.620
	5. Agricultural Facility composts agricultural-waste generated by other Agricultural Facilities and sells to other Agricultural Facility's only.	YES	Compost production for sale is a commercial activity rather than an agricultural activity.
	6. Agricultural Facility composts agricultural-waste generated by other Agricultural Facilities and sells to the general public.	YES	Compost production for sale is a commercial activity rather than an agricultural activity.
	7. Agricultural Facility composts non-agricultural waste from any source for any use.	YES	Not Exempt per NRS 444.620
Off Site Composting	8. Municipal yard waste composting	NO	Exempt per NAC 444.6405
	9. Commercial yard waste composting	YES	Standards in NAC 444.670.2(c)